

SECOND REGULAR SESSION

SENATE BILL NO. 731

94TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR GRIESHEIMER.

Pre-filed December 1, 2007, and ordered printed.

TERRY L. SPIELER, Secretary.

3625S.02I

AN ACT

To repeal sections 307.355 and 643.345, RSMo, and to enact in lieu thereof three new sections relating to the motor vehicle registration process.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Sections 307.355 and 643.345, RSMo, are repealed and three
2 new sections enacted in lieu thereof, to be known as sections 301.149, 307.355,
3 and 643.345, to read as follows:

**301.149. 1. Notwithstanding any provision of sections 307.350 to
2 307.390, RSMo, or sections 643.300 to 643.355, RSMo, to the contrary,
3 any person who purchases a used motor vehicle and is denied the
4 option of registering such vehicle on a biennial basis under section
5 301.147 because such vehicle is an even-numbered model year vehicle
6 and the person registers such vehicle during an odd-numbered calendar
7 year, or such vehicle is an odd-numbered model year vehicle and the
8 person registers such vehicle during an even-numbered calendar year,
9 and is issued motor vehicle registration tabs valid for only one year,
10 shall be exempt from submitting such vehicle to a motor vehicle safety
11 inspection required under sections 307.350 to 307.390, RSMo, or any
12 applicable emissions inspection required under sections 643.300 to
13 643.355, RSMo, during the first registration renewal period that
14 immediately occurs after the issuance of the one year vehicle
15 registration tabs.**

**16 2. The director of revenue shall renew a person's certificate of
17 registration to the type of vehicle normally required to be inspected by
18 sections 307.350 to 307.390, RSMo, or sections 643.300 to 643.355, RSMo,
19 without a certificate of inspection and approval or a valid emissions
20 inspection certificate accompanying the application for registration if:**

21 **(1) The director of revenue has satisfactory evidence that the**
22 **vehicle is the type of vehicle that is exempt from a motor vehicle safety**
23 **inspection or emissions inspection under subsection 1 of this section;**

24 **(2) The owner of such vehicle presents all other documentation**
25 **otherwise required by law for vehicle registration; and**

26 **(3) The owner of such vehicle pays all applicable registration**
27 **fees required by law.**

28 **3. As used in this section, the term "used motor vehicle" shall**
29 **have the same meaning ascribed to it in section 301.550. The term "used**
30 **motor vehicle" shall not include a commercial motor vehicle licensed in**
31 **excess of twelve thousand pounds gross weight.**

32 **4. The director of revenue may prescribe rules and regulations**
33 **for the effective administration of this section. Any rule or portion of**
34 **a rule, as that term is defined in section 536.010, RSMo, that is created**
35 **under the authority delegated in this section shall become effective**
36 **only if it complies with and is subject to all of the provisions of chapter**
37 **536, RSMo, and, if applicable, section 536.028, RSMo. This section and**
38 **chapter 536, RSMo, are nonseverable and if any of the powers vested**
39 **with the general assembly pursuant to chapter 536, RSMo, to review, to**
40 **delay the effective date, or to disapprove and annul a rule are**
41 **subsequently held unconstitutional, then the grant of rulemaking**
42 **authority and any rule proposed or adopted after August 28, 2008, shall**
43 **be invalid and void.**

307.355. 1. No state registration license to operate the type of vehicle
2 required to be inspected by section 307.350 may be transferred or issued during
3 a biennial registration year in which the vehicle is required to be inspected unless
4 the application is accompanied by a certificate of inspection and approval issued
5 no more than sixty days prior to the date of application, or in the case of school
6 buses, which will be required to be inspected annually as provided in section
7 307.375, except:

8 (1) The director of revenue may transfer or issue a state registration
9 license to the type of vehicle required to be inspected by section 307.350 without
10 a certificate of inspection and approval accompanying the application if the
11 director has satisfactory evidence that the vehicle was not in the state of Missouri
12 at any time during the sixty days prior to the date of application; however, the
13 owner of every such vehicle must submit the vehicle for inspection and obtain a

14 certificate of inspection and approval within ten days after the vehicle is first
15 returned to the state of Missouri;

16 (2) The director of revenue shall renew a vehicle's registration license
17 without a certificate of inspection and approval accompanying the application if
18 satisfactory documentary evidence is presented at the time of application that the
19 license being renewed was properly transferred within a six-month period prior
20 to the expiration of the license being renewed or that the vehicle for which the
21 registration is being issued was issued a registration for a period of less than one
22 year for the registration period just expiring.

23 2. If due to interstate operation a commercial motor vehicle as defined in
24 section 301.010, RSMo, or a trailer of the type required to be inspected is required
25 to obtain full fee registration in this and any other state during the same
26 calendar year, no Missouri certificate of inspection and approval is required if the
27 vehicle bears evidence that a current valid inspection sticker or decal was issued
28 by such other state in which the vehicle is registered; provided that the sticker
29 or decal issued by such other state is valid for the registration period in this
30 state.

31 3. After a commercial motor vehicle as defined in section 301.010, RSMo,
32 has been registered for the current year, no certificate of inspection and approval
33 is required when a local commercial motor vehicle license is changed to a
34 beyond-local commercial motor vehicle license or when the licensed gross weight
35 is changed during the licensed period.

36 **4. The director of revenue shall renew a vehicle's registration**
37 **license to the type of vehicle required to be inspected by section**
38 **307.350 without a certificate of inspection and approval accompanying**
39 **the application if the conditions set forth in section 301.149, RSMo, are**
40 **satisfied.**

643.345. 1. In the year in which an emissions inspection is required
2 under section 643.315, a certificate of registration for a motor vehicle shall not
3 be transferred, renewed or issued unless the application for the transfer, renewal
4 or issuance is accompanied by a current emissions inspection certificate issued
5 not more than sixty days prior to the date of application, except that the director
6 of revenue shall renew a vehicle's certificate of registration without a current
7 emissions inspection certificate accompanying the application if satisfactory
8 documentary evidence is presented at the time of application that the registration
9 being renewed was properly transferred within a six-month period prior to the

10 expiration of the registration.

11 **2. The director of revenue shall renew a vehicle's certificate of**
12 **registration without a current emissions inspection certificate**
13 **accompanying the application if the conditions set forth in section**
14 **301.149, RSMo, are satisfied.**

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